

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office _____ **NEW PRIORITY DATE:**
~~SEP 12 2001~~ ~~NOV 3 2005~~ JUL 11 2008

Returned to applicant for correction _____

Corrected application filed _____

Map filed _____ **SEP 12 2001** _____

The applicant **Carson Plains Casino, a Nevada Limited Partnership** hereby makes application for permission to change the **Point of Diversion, Manner and Place of Use of a portion** of water heretofore appropriated under Permit 63629

1. The source of water is **Underground**
2. The amount of water to be changed **0.0422 CFS, not to exceed 4 Acre Feet**
3. The water to be used for **Commercial**
4. The water heretofore permitted for **Municipal**
5. The water is to be diverted at the following point **NW¼ SW¼, Section 27, T.17N., R.22E., M.D.B.&M., or at a point from which the W¼ corner of said Section 27, bears N. 40° 10' 45" W., a distance of 660 feet.**
6. The existing permitted point of diversion is located within **NW¼ SW¼, Section 4, T16N., R.22E., M.D.B.&M., or at a point from which the SW corner of said Section 4, bears S. 4° 2' 12" W., a distance of 1553.0 Feet.**
7. Proposed place of use **NW¼ SW¼, Section 27, T.17N., R.22E., M.D.B.&M., Lyon County APN 19-181-09.**
8. Existing place of use **See Attachment "A"**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled and Cased Well, equipped with motor, pump, meter, and distribution system.**
12. Estimated cost of works **Three (3) years.**
13. Estimated time required to construct works
14. Estimated time required to complete the application of water to beneficial use **Five (5) years.**
15. Remarks: **Use map on file for Permit 19901 for existing Point of Diversion. Use map on file for Permit 63629 for existing Place of Use.**

By **Gregory M. Bilyeu**
s/ **Gregory M. Bilyeu**
500 Damonte Ranch Parkway, Suite 1056
Reno, NV 89511

Compared **cm/ gkl** dr/cm^f

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner of use and place of use of a portion of the waters of an underground source as heretofore granted under Permit 63629 is issued subject to the terms and conditions imposed in said Permit 63629 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The issuance of this permit reduces the total combined duty of Lyon County Permits 49483, 49486, Certificate 14718; 50361, 56593, Certificate 14706; 58931, Certificate 14719; 58932; 58933, Certificate 14720; 58934; 62937, 62938, Certificate 15662; 62939, 62940, 63626, 63627, 63628, 63629; 63630, 63631, 63632, 63633, 64128, 64782, 64783, 64784, 64785, 64957 and 66427 by 4.0 acre-feet to 5,647.48 acre-feet annually.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0422 cubic feet per second, but not to exceed 4.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

July 2, 2005

Proof of completion of work shall be filed on or before:

August 2, 2005

Water must be placed to beneficial use on or before:

July 2, 2008

Proof of the application of water to beneficial use shall be filed on or before:

August 2, 2008

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 2nd day of July, A.D. 2003


State Engineer


Completion of work filed Jan. 25, 2007

Proof of beneficial use filed _____


Cultural map filed _____ N/A

Certificate No. _____ Issued _____

~~CANCELLED JAN 30 2006 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT~~

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STATE ENGINEER
Can. Rescinded 6-6-06~~

~~CANCELLED JUL 07 2008 BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH THE
PROVISIONS OF PERMIT~~

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STATE ENGINEER
Can. Rescinded 2-9-2009~~

ATTACHMENT "A"

8. EXISTING PLACE OF USE

T.16N., R.21E., M.D.B. & M.:

All of Section 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2; All of Section 11; SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the W $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 12; Portion of the W $\frac{1}{2}$ NW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 13; E $\frac{1}{2}$, Section 14; SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$, Section 23; N $\frac{1}{2}$ Section 24; Portions of the NW $\frac{1}{4}$, Section 26; SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27; E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Section 28; NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 33; N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 34.

T.16N., R.22E., M.D.B. & M.:

All of Section 3; N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 4; Portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 5; NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 6; W $\frac{1}{2}$ W $\frac{1}{2}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the NW $\frac{1}{4}$, NE $\frac{1}{4}$, Section 9; NW $\frac{1}{4}$ Section 16; All of Section 17; S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 18; All of Section 19.

T.17N., R.21E., M.D.B. & M.:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36.

T.17N., R.22E., M.D.B. & M.:

S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$, Section 31; S $\frac{1}{2}$ S $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33; SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 34.